

## **Electronically Recorded**

## Official Public Records

## Tarrant County Texas

5/25/2010 3:54 PM

D210123554

PGS 2 \$20.00

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

## AMENDMENT TO OIL AND GAS LEASE

**STATE OF TEXAS** § **KNOW ALL MEN BY THESE PRESENTS:**  
§  
**COUNTY OF TARRANT** §

WHEREAS, on April 16th, 2010, an Oil and Gas Lease was entered into by and between **Mark Kimbrough**, whose address is listed as 2007 N. Meadow Way Circle, Arlington, TX 76015, herein called "Lessor(s)"; and **Paloma Barnett, LLC**, whose address is 1021 Main Street, Suite 2600, Houston, Texas 77002, herein called "Lessee"; said Oil and Gas Lease is evidenced by a No Surface Use Oil and Gas Lease which is recorded in the Official Public Records of Tarrant County, Texas as **D210093826**; and;

WHEREAS, the Lessor(s) and Lessee, their successors and/or assigns, desires to amend said Oil and Gas Lease as set forth below:

The Lease states that the land covered thereby (the "leased premises") is described as follows:

1.453 gross acres of land, more or less, situated in the A. Newton Survey, A-1161, Tarrant County, Texas, and being more particularly described as Unit 211, in Building B, and an appurtenant 2.71% undivided interest in and to the limited and general common elements of Scottswood Rice Condominiums, a condominium regime to the City of Arlington, Tarrant County, Texas, according to the condominium declaration recorded September 23, 1982 in Volume 10, Page 43; and as amended and recorded March 3, 1983 in Volume 11, Page 85; June 26, 1984 in Volume 18, Page 7; and August 13, 1984 in Volume 18, Page 70 Condominium Records, Tarrant County, Texas; totaling 0.039376 net acres of land, more or less.

NOW THEREFORE, in consideration of the leased premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned do hereby amend the Oil and Gas Lease as follows:

The PROPERTY DESCRIPTION within the said Oil and Gas Lease filed in the Official Public Records of Tarrant County, Texas as referenced above is deleted in its entirety and substituted with the following Property Description:

1.453 gross acres of land, more or less, situated in the William Mask Survey, A-1041, Tarrant County, Texas, and being more particularly described as Unit 211, in Building B, and an appurtenant 2.71% undivided interest in and to the limited and general common elements of Scottswood Rice Condominiums, a condominium regime to the City of Arlington, Tarrant County, Texas, according to the condominium declaration recorded September 23, 1982 in Volume 10, Page 43; and as amended and recorded March 3, 1983 in Volume 11, Page 85; June 26, 1984 in Volume 18, Page 7; and August 13, 1984 in Volume 18, Page 70 Condominium Records, Tarrant County, Texas; totaling 0.039376 net acres of land, more or less.

Lessor(s) does hereby adopt, ratify and confirm the Lease, as amended hereby, and does hereby stipulate that the Lease remains in full force and effect. Insofar as is necessary, Lessor(s) does hereby lease, let, and demise to Lessee, its successors and assigns, the lands covered by the Lease, pursuant to the terms and provisions of the Lease.

This instrument may be executed in multiple counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

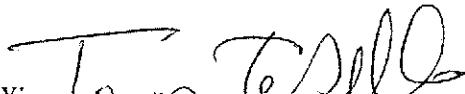
IN WITNESS WHEREOF, this instrument is executed as of the date of acknowledgment of the signatures below.

**Lessor(s):**

By:   
Mark Kimbrough

**Lessee(s):**

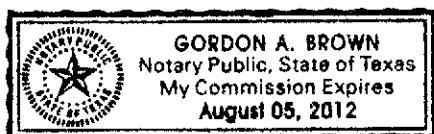
**Paloma Barnett, LLC**

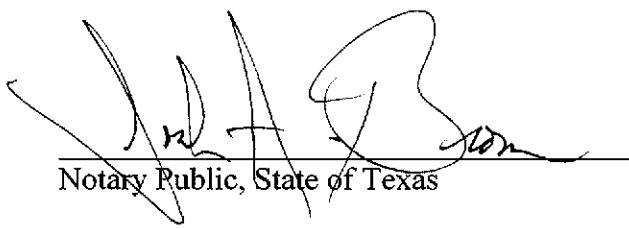
By:   
Travis TeSelle, Agent and Attorney-in-Fact

### ACKNOWLEDGMENT

**STATE OF TEXAS** §  
**COUNTY OF TARRANT** §

This foregoing instrument was acknowledged before me on the 5<sup>TH</sup> day of May 2010, by **Mark Kimbrough**.

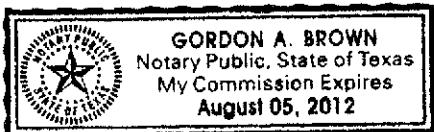


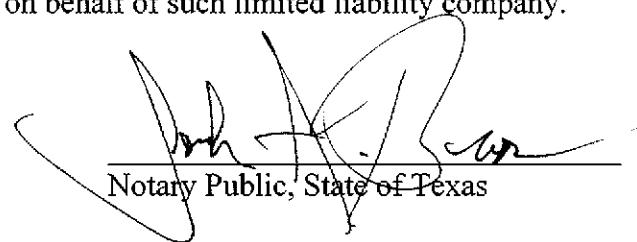
  
Notary Public, State of Texas

### ACKNOWLEDGMENT

**STATE OF TEXAS** §  
**COUNTY OF TARRANT** §

The foregoing instrument was acknowledged before me on the 5<sup>TH</sup> day of May, 2010, by Travis TeSelle, Agent and Attorney-in-Fact for Paloma Barnett LLC, a Delaware limited liability company, on behalf of such limited liability company.



  
Notary Public, State of Texas